

The Honorable Kymberly K. Evanson

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

AHP CAPITAL MANAGEMENT LLC, an Ohio  
limited liability company, as Administrator of  
American Homeowner Preservation Trust Series  
2015A+ and American Homeowner Preservation  
Trust Series AHP Servicing,

Plaintiff,

v.

OAK HARBOR CAPITAL, LLC, a Delaware  
limited liability company; LAND HOME  
FINANCIAL SERVICES, INC., a California  
Corporation; ATLANTICA, LLC, a Delaware  
limited liability company; MAGERICK, LLC, a  
Delaware limited liability company; WILLIAM  
WEINSTEIN, an individual; WWR  
MANAGEMENT, LLC, a Delaware limited  
liability company; WESTERN ALLIANCE  
BANK, an Arizona Corporation; BANNER  
BANK, a Washington Bank Corporation;  
BRADLEY WAITE, an individual; and DOES  
1-50, inclusive,

Defendants.

NO. 2:25-cv-00007-KKE

DEFENDANTS' UNOPPOSED MOTION  
EXTENDING TIME TO RESPOND TO  
AMENDED COMPLAINT AND ORDER

On August 18, 2025, Plaintiff filed a Joint Motion for Order Granting Leave to Withdraw  
as Counsel for Plaintiff. Dkt. No. 113. That motion is noted for hearing on September 8, 2025.

Because of that joint motion, and because of the uncertainty that now exists regarding  
whether replacement counsel will be appearing for Plaintiff and the potential implications of the  
Plaintiff entity being unrepresented, all Defendants request that the deadline for them to file their

DEFENDANTS' UNOPPOSED MOTION EXTENDING TIME TO  
RESPOND TO AMENDED COMPLAINT  
(NO. 2:25-cv-00007-KKE) - 1

1 motions to dismiss, or otherwise respond to the Amended Complaint be extended from  
2 September 2, 2025, to September 16, 2025.<sup>1</sup> This short extension will not prejudice any party  
3 and is requested to defer the due date until after it will be known whether withdrawal is going to  
4 be permitted, whether replacement counsel is obtained, and the implications on the case if the  
5 Plaintiff entity is unrepresented.

6 Counsel for Plaintiff has been consulted and does not oppose this motion as a matter of  
7 professional courtesy.

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25 <sup>1</sup> If Plaintiff's counsel's pending motion to withdraw is granted, and if replacement counsel have  
26 not appeared for Plaintiffs by September 9, Defendants will be requesting a further extension  
regarding the due date for any motions to dismiss or other response to the Amended Complaint.

ERROR! UNKNOWN DOCUMENT PROPERTY NAME.

1 DATED and AGREED TO this 20th day of August, 2025.

2 BYRNES KELLER CROMWELL LLP

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21 ***Attorneys for Defendant Western Alliance***  
22 ***Bank***

**ORDER**

The Court GRANTS Defendants' unopposed motion to extend their deadline to respond to the amended complaint. Dkt. No. 114. The Court VACATES the deadline previously set (Dkt. No. 112) and ORDERS Defendants to respond to the amended complaint no later than September 16, 2025.

DATED this 20th day of August, 2025.



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Kymberly K. Evanson  
United States District Judge